

MINUTES

**CITY OF IMPERIAL BEACH
CITY COUNCIL
PLANNING COMMISSION
PUBLIC FINANCING AUTHORITY
HOUSING AUTHORITY
IMPERIAL BEACH REDEVELOPMENT AGENCY SUCCESSOR AGENCY**

SEPTEMBER 18, 2013

**Council Chambers
825 Imperial Beach Boulevard
Imperial Beach, CA 91932**

REGULAR MEETING – 6:00 P.M.

REGULAR MEETING CALL TO ORDER

MAYOR JANNEY called the Regular Meeting to order at 6:01 p.m.

ROLL CALL BY CITY CLERK

Councilmembers present:	Patton
Councilmembers absent:	Spriggs, Bilbray
Mayor present:	Janney
Mayor Pro Tem present:	Bragg
Staff present:	City Manager Hall, Deputy City Attorney Park, City Clerk Hald, Assistant City Manager Wade, Public Safety Director Clark, Public Works Director Levien, Interim Administrative Services Director Wellcome, Environmental Program Manager Helmer

PLEDGE OF ALLEGIANCE

MAYOR JANNEY led everyone in the Pledge of Allegiance.

AGENDA CHANGES

MAYOR JANNEY announced that staff requested Item No. 2.2 be removed from the agenda.

MOTION BY JANNEY, SECOND BY BRAGG, TO TAKE ITEM NO. 2.2 RESOLUTION NO. 2013-7393 APPROVING A CONTRACT WITH CALIFORNIA DEPARTMENT OF CORRECTIONS AND REHABILITATION (CDCR) FOR CITY GROUNDS MAINTENANCE WORK OFF THE AGENDA. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES: COUNCILMEMBERS: PATTON, BRAGG, JANNEY

NOES: COUNCILMEMBERS: NONE

ABSENT: COUNCILMEMBERS: SPRIGGS, BILBRAY

MAYOR/COUNCIL REIMBURSEMENT DISCLOSURE/COMMUNITY ANNOUNCEMENTS/REPORTS ON ASSIGNMENTS AND COMMITTEES

COUNCILMEMBER PATTON reported on his attendance at the successful Fiesta del Rio event.

COMMUNICATIONS FROM CITY STAFF

CITY MANAGER HALL announced that there will be a Fire Station Open House on Saturday, October 5th.

PUBLIC COMMENT

STEPHANIE MONTES, representing South Bay Youth for Change, asked City Council to revise the Social Host Ordinance as it conflicts with new laws.

GABRIEL MATEUS asked City Council to revise the Social Host Ordinance to make the

definition more clear and to prevent underage drinking at house parties.

MARIA MORRA, with South Bay Youth for Change, asked City Council to revise the current Social Host Ordinance because the current wording makes it difficult to apply the law.

MAYOR JANNEY referred the issue to Public Safety Director Clark.

ED KRAVITZ asked City Manager Hall to publish the entire agenda in the I.B. Eagle and Times prior to City Council meetings, to allow him to place a splitter on City equipment so that he can stream the City Council meeting videos and to have agenda items written in one sentence and in plain English.

PRESENTATIONS (1.1)

1.1 PRESENTATION ON BORDER FIELD STATE PARK ENTRANCE IMPROVEMENT PROJECT BY STEVEN WRIGHT, EXECUTIVE DIRECTOR OF 4WALLS INTERNATIONAL. (0920-80)

STEVEN WRIGHT, Executive Director of 4Walls International, gave a PowerPoint presentation on the item.

CONSENT CALENDAR (2.1)

MOTION BY PATTON, SECOND BY BRAGG, TO APPROVE CONSENT CALENDAR ITEM

NO. 2.1. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES: COUNCILMEMBERS: PATTON, BRAGG, JANNEY

NOES: COUNCILMEMBERS: NONE

ABSENT: COUNCILMEMBERS: SPRIGGS, BILBRAY

2.1 RATIFICATION OF WARRANT REGISTER. (0300-25)

Ratified the following registers: Accounts Payable Numbers 83072 through 83156 for a subtotal amount of \$754,238.79 and Payroll Checks/Direct Deposit 45451 through 45480 for a subtotal of \$193,253.87 for a total amount of \$947,492.66.

ORDINANCES – INTRODUCTION/FIRST READING/PUBLIC HEARING (3)

None.

ORDINANCES – SECOND READING/ADOPTION (4)

None.

PUBLIC HEARINGS (5)

None.

REPORTS (6.1-6.6)

6.1 MAYOR PROCLAMATION FOR TIJUANA RIVER ACTION MONTH FOR OCTOBER. (0230-70)

ENVIRONMENTAL PROGRAM MANAGER HELMER introduced the item.

PALOMA AGUIRRE gave a PowerPoint presentation on the item.

MAYOR JANNEY presented Ms. Aguirre with a proclamation and recognized Wildcoast for bringing the various groups together to form the Tijuana River Action Network.

6.2 INVESTMENT REPORT FOR THE PERIOD ENDING AUGUST 31, 2013. (0350-90)

CITY MANAGER HALL introduced the item.

INTERIM ADMINISTRATIVE SERVICES DIRECTOR WELLCOME reported on the item.

TED PIORKOWSKI, Senior Vice President for Chandler Asset Management, reviewed the investment plan, account profile and portfolio holdings.

CITY MANAGER HALL announced an investment report will be presented to City Council twice a year.

MR. PIORKOWSKI recommended that City Council consider minor changes to the Investment Policy at a future City Council meeting.

6.3 RESOLUTION 2013-7390 AUTHORIZING THE PUBLIC WORKS DIRECTOR TO SIGN AND FORWARD THE CITY'S JURISDICTIONAL URBAN RUNOFF MANAGEMENT PROGRAM (JURMP) ANNUAL REPORT FOR FISCAL YEAR 2012-13 TO THE REGIONAL WATER QUALITY CONTROL BOARD, SAN DIEGO REGION. (0770-65)

CITY MANAGER HALL introduced the item.

CHRIS HELMER gave a PowerPoint presentation on the item and reviewed the updates to the JURMP.

COUNCILMEMBER BRAGG was hopeful that with the proposed changes, the program will be more manageable and more effective.

COUNCILMEMBER PATTON asked staff to keep the permit process for residential construction and businesses simplified.

MR. HELMER stated that the new storm water permit requires the City to reevaluate how everything is done across the whole City. Therefore, staff will reevaluate the storm water permitting process.

MOTION BY PATTON, SECOND BY BRAGG, TO ADOPT RESOLUTION NO. 2013-7390 AUTHORIZING THE PUBLIC WORKS DIRECTOR TO SIGN AND FORWARD THE CITY'S JURISDICTIONAL URBAN RUNOFF MANAGEMENT PROGRAM (JURMP) ANNUAL REPORT FOR FISCAL YEAR 2012-13 TO THE REGIONAL WATER QUALITY CONTROL BOARD, SAN DIEGO REGION. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES: COUNCILMEMBERS: PATTON, BRAGG, JANNEY

NOES: COUNCILMEMBERS: NONE

ABSENT: COUNCILMEMBERS: SPRIGGS, BILBRAY

6.4 RESOLUTION NO. 2013-7389 AWARDED A PUBLIC WORKS CONTRACT TO WIT: REPLACE THE RECREATION CENTER MANSARD ROOF CIP F14-001 AND APPROPRIATING \$120,000 FROM THE NEW STRATEGIC CAPITAL IMPROVEMENT GF RESERVE TO CIP PROJECT F14-001. (0330-35 & 0920-40)

CITY MANAGER HALL introduced the item and announced staff is recommending that the bid be awarded to the lowest qualified bidder, "A Good Roofer, Inc.," and that \$120,000 from the Strategic Capital Improvement Fund Reserve is appropriated to allow for the reroof of the Sports

Park building.

In response to Councilmember Bragg's question about the warranty for the current roof, PUBLIC WORKS DIRECTOR LEVIEN stated that the warranty was only for one year. The warranty offered by the lowest qualified bidder is for 20-years and there is a no-cost repair to the City.

MOTION BY BRAGG, SECOND BY PATTON, TO ADOPT RESOLUTION NO. 2013-7389 AUTHORIZING THE CITY MANAGER TO TRANSFER \$120,000.00 FROM THE STRATEGIC CAPITAL IMPROVEMENT RESERVE FUND TO THE "REPLACE THE RECREATION CENTER MANSARD ROOF (CIP – F14-001)" AND AUTHORIZING THE CITY MANAGER TO APPROVE A PURCHASE ORDER TO THE LOW BIDDER FOR THE AMOUNT OF THE BID PRICE. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES: COUNCILMEMBERS: PATTON, BRAGG, JANNEY

NOES: COUNCILMEMBERS: NONE

ABSENT: COUNCILMEMBERS: SPRIGGS, BILBRAY

6.5 INFORMATION REPORT SEEKING DIRECTION REGARDING POLICY FOR DOGS ON THE BEACH BETWEEN PALM AVENUE AND IMPERIAL BEACH BOULEVARD. (0220-90)

CITY MANAGER HALL introduced the item.

PUBLIC SAFETY DIRECTOR CLARK stated that this item was brought forward by the Public Safety Department to provide more access to people with their animals to go on to the beach throughout the year between Imperial Beach Blvd. and Palm Ave.

COUNCILMEMBER PATTON complimented the Public Safety Department for bringing the item forward. He stated that it is taxing for lifeguards to get out of the tower, walk down and ask dog owners to exit the beach. He stated that staff's proposal is a good start, he supported the regular fines, he was in favor of installing bag stations at street ends and he spoke in support of the item.

PUBLIC SAFETY DIRECTOR CLARK stated that the bag stations would be installed between Palm Ave. and Imperial Beach Blvd.

COUNCILMEMBER BRAGG spoke in opposition to the item. She supported the demarcation of Palm Ave. to Imperial Beach Blvd. as a dog-free zone and for the safety of the public. She noted that this particular area is the most populated area of the beach. She preferred that the lifeguards focus on saving lives and not worry so much about dogs.

PUBLIC SAFETY DIRECTOR CLARK stated that there is congestion of people on sidewalks and adding dogs makes for more congestion. Allowing the dogs on the beach will alleviate the congestion during the off-season and staff will be freed-up to focus on the water.

MAYOR JANNEY asked for more information on the hours of the beach and of Pier Plaza. He suggested that the item be brought back for City Council's consideration at a future meeting when the other Councilmembers are in attendance.

6.6 ADOPTION OF CITY COUNCIL RESOLUTION NO. 2013-7392 CALLING THE OUTSTANDING PRINCIPAL DUE ON A CITY LOAN MADE TO THE FORMER REDEVELOPMENT AGENCY PURSUANT TO A COOPERATION AGREEMENT DATED JUNE 7, 1995 AND FURTHER MEMORIALIZED BY AN AGREEMENT DATED MAY 17, 2006. (0640-05)

CITY MANAGER HALL introduced the item.

COMMUNITY DEVELOPMENT DIRECTOR WADE reported on the item.

MOTION BY JANNEY, SECOND BY BRAGG, TO ADOPT RESOLUTION NO. 2013-7392 CALLING THE OUTSTANDING PRINCIPAL DUE ON A CITY LOAN MADE TO THE FORMER REDEVELOPMENT AGENCY PURSUANT TO A COOPERATION AGREEMENT DATED JUNE 7, 1995 AND FURTHER MEMORIALIZED BY AN AGREEMENT DATED MAY 17, 2006. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES: COUNCILMEMBERS: PATTON, BRAGG, JANNEY

NOES: COUNCILMEMBERS: NONE

ABSENT: COUNCILMEMBERS: SPRIGGS, BILBRAY

I.B. REDEVELOPMENT AGENCY SUCCESSOR AGENCY REPORTS (7.1-7.3)

7.1 ADOPTION OF RESOLUTION NO. SA-13-29 OF THE IMPERIAL BEACH REDEVELOPMENT AGENCY SUCCESSOR AGENCY APPROVING AND ADOPTING THE RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR THE PERIOD OF JANUARY 1, 2014 THROUGH JUNE 30, 2014 (ROPS 13-14B). (0418-50)

CITY MANAGER HALL introduced the item.

COMMUNITY DEVELOPMENT DIRECTOR WADE reported on the item.

MOTION BY PATTON, SECOND BY BRAGG, TO ADOPT RESOLUTION NO. SA-13-29 OF THE IMPERIAL BEACH REDEVELOPMENT AGENCY SUCCESSOR AGENCY APPROVING AND ADOPTING THE RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR THE PERIOD OF JANUARY 1, 2014 THROUGH JUNE 30, 2014 (ROPS 13-14B). MOTION CARRIED BY THE FOLLOWING VOTE:

AYES: COUNCILMEMBERS: PATTON, BRAGG, JANNEY

NOES: COUNCILMEMBERS: NONE

ABSENT: COUNCILMEMBERS: SPRIGGS, BILBRAY

7.2 ADOPTION OF RESOLUTION NO. SA-13-30 OF THE IMPERIAL BEACH REDEVELOPMENT AGENCY SUCCESSOR AGENCY APPROVING THE ADMINISTRATIVE BUDGET FOR THE PERIOD OF JANUARY 1, 2014 THROUGH JUNE 30, 2014 AND RELATED ACTIONS. (0418-50)

COMMUNITY DEVELOPMENT DIRECTOR WADE reported on the item.

MOTION BY JANNEY, SECOND BY BRAGG, TO ADOPT RESOLUTION NO. SA-13-30 OF THE IMPERIAL BEACH REDEVELOPMENT AGENCY SUCCESSOR AGENCY APPROVING THE ADMINISTRATIVE BUDGET FOR THE PERIOD OF JANUARY 1, 2014 THROUGH JUNE 30, 2014 AND RELATED ACTIONS. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES: COUNCILMEMBERS: PATTON, BRAGG, JANNEY

NOES: COUNCILMEMBERS: NONE

ABSENT: COUNCILMEMBERS: SPRIGGS, BILBRAY

7.3 ADOPTION OF CITY COUNCIL RESOLUTION NO. 2013-7391 AND SUCCESSOR AGENCY RESOLUTION NO. SA-13-31 APPROVING AN EXTENSION OF VARIOUS DATES AND DEADLINES IN THE DISPOSITION AND DEVELOPMENT AGREEMENT (DDA) BETWEEN THE IMPERIAL BEACH REDEVELOPMENT AGENCY SUCCESSOR AGENCY (SUCCESSOR AGENCY) AND SADBERRY-PALM AVENUE LLC (SADBERRY) BY LETTER AGREEMENT. (0418-50 & 0600-20)

COMMUNITY DEVELOPMENT DIRECTOR WADE reported on the item.

COUNCILMEMBER BRAGG thanked Estean Lenyon of Sudberry for being in attendance and she reported on the history of Sudberry's commitment to the project and thanked them for being a partner with the City of Imperial Beach.

MOTION BY PATTON, SECOND BY BRAGG, TO ADOPT RESOLUTION NO. 2013-7391 APPROVING AN EXTENSION OF VARIOUS DATES AND DEADLINES IN THE DISPOSITION AND DEVELOPMENT AGREEMENT (DDA) BETWEEN THE IMPERIAL BEACH REDEVELOPMENT AGENCY SUCCESSOR AGENCY AND SADBERRY-PALM AVENUE LLC BY LETTER AGREEMENT. MOTION CARRIED BY THE FOLLOWING VOTE:

**AYES: COUNCILMEMBERS: PATTON, BRAGG, JANNEY
NOES: COUNCILMEMBERS: NONE
ABSENT: COUNCILMEMBERS: SPRIGGS, BILBRAY**

MOTION BY PATTON, SECOND BY BRAGG, TO ADOPT RESOLUTION NO. SA-13-31 APPROVING AN EXTENSION OF VARIOUS DATES AND DEADLINES IN THE DISPOSITION AND DEVELOPMENT AGREEMENT (DDA) BETWEEN THE IMPERIAL BEACH REDEVELOPMENT AGENCY SUCCESSOR AGENCY AND SADBERRY-PALM AVENUE LLC BY LETTER AGREEMENT. MOTION CARRIED BY THE FOLLOWING VOTE:

**AYES: COUNCILMEMBERS: PATTON, BRAGG, JANNEY
NOES: COUNCILMEMBERS: NONE
ABSENT: COUNCILMEMBERS: SPRIGGS, BILBRAY**

MAYOR JANNEY announced Tom Sudberry expressed his thanks to City Council and City staff for their efforts in keeping the project moving forward.

ITEMS PULLED FROM THE CONSENT CALENDAR (IF ANY)

None.

ADJOURNMENT

Mayor Janney adjourned the meeting at 7:39 p.m.

/s/
James C. Janney, Mayor

/s/
Jacqueline M. Hald, MMC
City Clerk